

MICHAEL S. AMATO  
JONATHAN C. SULLIVAN  
E. CHRISTOPHER MURRAY  
RUSKIN MOSCOU FALTISCHEK, P.C.  
1425 RXR Plaza  
East Tower, 15th Floor  
Uniondale, NY 11556-1425  
(516) 663-6600

*Special Real Estate Counsel to the Official Committee of Unsecured Creditors*

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
In re:

Chapter 11

THE ROMAN CATHOLIC DIOCESE OF  
ROCKVILLE CENTRE, NEW YORK,<sup>1</sup>

Case No. 20-12345 (SCC)

Debtor.

-----X

**SUMMARY COVER SHEET TO THE THIRD APPLICATION OF RUSKIN MOSCOU  
FALTISCHEK, P.C. FOR INTERIM ALLOWANCE OF COMPENSATION FOR  
PROFESSIONAL SERVICES RENDERED AND REIMBURSEMENT OF ACTUAL  
AND NECESSARY EXPENSES INCURRED AS SPECIAL REAL ESTATE COUNSEL  
TO THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS FOR THE PERIOD  
FEBRUARY 1, 2022 THROUGH MAY 31, 2022**

In accordance with the Local Rules for the Southern District of New York, Ruskin Moscou Faltischek, P.C. (“RMF”), Special Real Estate Counsel for the Official Committee of Unsecured Creditors (the “Committee”) for the above-captioned debtor and debtor-in-possession (the “Debtor”), submits this summary (this “Summary”) of fees and expenses sought as actual, reasonable, and necessary in the fee application to which this Summary is attached (the “Application”)<sup>2</sup> for the period from February 1, 2022 through May 31, 2022 (the “Application

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<sup>1</sup> The Debtor in this chapter 11 case is The Roman Catholic Diocese of Rockville Center, New York, the last four digits of its federal tax identification number are 7437, and its mailing address is 50 North Park Avenue, P.O. Box 9023, Rockville Centre, NY 11571-9023.

<sup>2</sup> Capitalized terms used but not otherwise defined in this Summary shall have the meanings ascribed to such terms in the Application

Period”).

RMF submits the Application as an interim fee application in accordance with the Order Authorizing Procedures for Interim Compensation and Reimbursement of Expenses of Professionals dated and entered November 4, 2020 [Docket No. 129] (the “Interim Compensation Order”).

Name of applicant	Ruskin Moscou Faltischek, P.C.
Name of client	Official Committee of Unsecured Creditors
Time period covered by this application	February 1, 2022 – May 31, 2022 <sup>3</sup>
Total compensation sought this period	\$2,079.50
Total expenses sought this period	\$0.00
Petition date	October 1, 2020
Retention date	Effective as of July 12, 2021
Date of order approving employment	August 9, 2021 [Docket No. 667]
Total compensation approved by interim order to date	\$58,314.00
Total expenses approved by interim order to date	\$872.98
Total allowed compensation paid to date	\$58,314
Total allowed expenses paid to date	\$872.98
Blended rate in this application for all attorneys	\$477.49 <sup>4</sup>
Blended rate in this application for all timekeepers	\$434.00
Compensation sought in this application already paid pursuant to a monthly compensation order but not yet allowed	\$1,729.20
Expenses sought in this application already paid pursuant to a monthly compensation order but not yet allowed	\$0.00
Number of professionals included in this application	4
If applicable, number of professionals in this application not included in staffing plan approved by client	N/A
If applicable, difference between fees budgeted and compensation sought for this period	N/A

<sup>3</sup> The applicant reserves the right to include any time expended in the time period indicated above in future application(s) if it is not included herein.

<sup>4</sup> Represents approximate blended rate for all timekeepers in non-bankruptcy cases for calendar year 2021 and 2022.

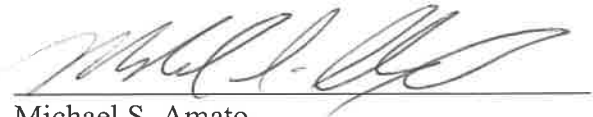
Number of professionals billing fewer than 15 hours to the case during this period	4
Are any rates higher than those approved or disclosed at retention? If yes, calculate and disclose the total compensation sought in this application using the rates originally disclosed in the retention application	No

This is a:            Monthly    X Interim            Final Application.

Dated: Uniondale, New York  
June 27, 2022

RUSKIN MOSCOU FALTISCHEK, P.C.  
*Special Real Estate Counsel to the  
Official Committee of Unsecured Creditors*

By:



Michael S. Amato  
Jonathan C. Sullivan  
E. Christopher Murray  
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UNITED STATES BANKRUPTCY COURT  
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In re:

Chapter 11

THE ROMAN CATHOLIC DIOCESE OF  
ROCKVILLE CENTRE, NEW YORK,<sup>1</sup>

Case No. 20-12345 (SCC)

Debtor.

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**THIRD APPLICATION OF RUSKIN MOSCOU FALTISCHEK, P.C.  
FOR INTERIM ALLOWANCE OF COMPENSATION FOR PROFESSIONAL  
SERVICES RENDERED AND REIMBURSEMENT OF ACTUAL AND  
NECESSARY EXPENSES INCURRED AS SPECIAL REAL ESTATE COUNSEL  
FOR THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS FOR  
THE PERIOD FEBRUARY 1, 2022 THROUGH MAY 31, 2022**

Ruskin Moscou Faltischek, P.C. (“RMF”), Special Real Estate Counsel for the Official Committee of Unsecured Creditors (the “Committee”) of the debtor and debtor-in-possession in the above-captioned case (the “Debtor”), hereby submits this first interim fee application (the “Application”) for the period from February 1, 2022 through May 31, 2022 (the “Application Period”) in accordance with the *Order Authorizing Procedures for Interim Compensation and Reimbursement of Expenses of Professionals* dated and entered November 4, 2020 [Docket No. 129] (the “Interim Compensation Order”). In support of this Application, RMF submits the

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<sup>1</sup> The Debtor in this chapter 11 case is The Roman Catholic Diocese of Rockville Center, New York, the last four digits of its federal tax identification number are 7437, and its mailing address is 50 North Park Avenue, P.O. Box 9023, Rockville Centre, NY 11571-9023.

declaration of Michael S. Amato (the “Amato Declaration”) attached hereto as Exhibit A and incorporated herein by reference. In further support of the Application, RMF respectfully represents as follows:

### **Preliminary Statement**

1. RMF requests (a) interim allowance and payment of compensation in the amount of \$2,079.50 for fees on account of reasonable and necessary professional services rendered to the Committee by RMF during the Application Period; and (b) reimbursement of actual and necessary costs and expenses in the amount of \$0.00. RMF reserves the right to apply in the future for reimbursement of actual and necessary costs and expenses, if any, incurred by members of the Committee in connection with their service as members of the Committee during the Application Period.

### **Jurisdiction and Basis for Relief**

2. The United States Bankruptcy Court for the Southern District of New York (the “Court”) has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334. This matter is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2).

3. Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409.

4. The bases for the relief requested herein are sections 330 and 331 of title 11 of the United States Code, 11 U.S.C. §§ 101–1532 (the “Bankruptcy Code”), Rule 2016 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), Rule 2016-1(a) of the Local Rules for the Southern District of New York (the “Local Rules”), the *Amended Guidelines for Fees and Disbursements for Professionals in Southern District of New York Bankruptcy Cases* (the “Local Guidelines”), and the Interim Compensation Order.

### **Background**

5. On October 1, 2020 (the “Petition Date”), the Debtor filed a voluntary petition for relief under chapter 11 of the Bankruptcy Code. The Debtor is operating its business and managing its properties as debtor-in-possession pursuant to §§ 1107(a) and 1108 of the Bankruptcy Code. No trustee or examiner has been appointed in this case.

6. On October 16, 2020, the Office of the United States Trustee (the “UST”) appointed the Committee pursuant to § 1102 of the Bankruptcy Code. *See Notice of Appointment of Official Committee of Unsecured Creditors* [Docket No. 71].

7. On November 4, 2020, the Court entered the Interim Compensation Order, which sets forth the procedures for interim compensation and reimbursement of expenses for all retained professionals in these cases.

#### **A. RMF Retention**

8. Following the Committee’s appointment, the Committee determined it needed special real estate counsel and, subject to Court approval, hired RMF on July 12, 2021.

9. On July 26, 2021, the Committee filed *The Official Committee of Unsecured Creditors’ Application to Retain and Employ Ruskin Moscou Faltischek, P.C. as Special Real Estate Counsel Effective as of July 12, 2021* (the “Retention Application”) [Docket 629]. As set forth in the Retention Application, the Committee selected RMF to provide the following services to the Committee:

- i. render professional services as required by the Committee with respect to real estate matters, specifically in the areas of title, zoning and land use and commercial litigation involving valuation disputes;
- ii. render other services and to participate in meetings and discussions with the

Committee, the Debtor, and other parties-in-interest and their respective professionals;

iii. coordinate all tasks to achieve case efficiencies and avoid duplication of efforts; and

iv. providing related advice and assistance to the Committee as necessary.

10. On August 9, 2021, the Court entered the *Order Authorizing and Approving The Official Committee of Unsecured Creditors' Application to Retain and Employ Ruskin Moscou Faltischek, P.C. as Special Real Estate Counsel Effective as of July 12, 2021* [Docket 667] (the "Retention Order"). The Retention Order provides that all compensation and reimbursement of costs and expenses incurred during RMF's employment be paid only after appropriate application and approval of this Court.

**B. Compensation Paid and Its Source**

11. All services for which RMF requests compensation were performed for or on behalf of the Committee. RMF has received no payment and no promises for payment from any source other than the Debtor for services rendered or to be rendered in any capacity whatsoever in connection with the matters covered by this Application. There is no agreement or understanding between RMF and any other person other than the partners of RMF for the sharing of compensation to be received for services rendered in these cases. RMF has not received a retainer in these cases.

**C. Monthly Fee Statements for the Interim Compensation Period**

12. Attached as Exhibit "F" are invoices for the period February 1, 2022 through May 31, 2022, and RMF's Third Monthly Statement dated April 20, 2022 for this Interim Period.

**Statement of Services Rendered and Time Expended**

13. Pursuant to the Local Guidelines, the Firm has classified all services performed for which compensation is sought for this period into one of several major categories. The Firm

attempted to place the services performed in the category that best relates to the service provided. However, because certain services may relate to one or more categories, services pertaining to one category may in fact be included in another category.

14. Exhibit B sets forth a timekeeper summary that includes the respective names, positions, department, bar admissions, hourly billing rates and aggregate hours spent by each RMF professional and paraprofessional that provided services to the Committee during the Application Period. The rates charged by RMF for services rendered to the Committee are the same rates that RMF charges generally for professional services rendered to its non-bankruptcy clients.

15. Exhibit C sets forth a billing categories summary that includes the aggregate hours per billing category spent by RMF professionals and paraprofessionals in rendering services to the Committee during the Application Period.

16. Exhibit D sets forth a disbursement summary that includes the aggregate expenses, organized by general disbursement categories, incurred by RMF in connection with services rendered to the Committee during the Application Period.

17. Exhibit E is a chart setting forth the Customary and Comparable Compensation Disclosures.

#### **Services Rendered and Disbursements Incurred During the Application Period**

##### **A. Valuation Representation**

18. Time billed to this category relates to:

- Emails and communications regarding border dispute;
- Emails and communications with Committee and counsel to Seminary re: dispute and appraisal;

Fees: \$840.00

Hours: 1.40



**B. Correspondence**

19. Time billed to this category relates to:

- Emails and communications with Committee Counsel re: upcoming meetings and applications;
- Emails and communications re: case status.

Fees: \$1,159.50

Hours: 1.90

**C. Real Estate**

20. Time billed to this category relates to:

- Review of recording of Declaration of Village;

Fees: \$80.00

Hours: .20

21. The nature of work performed by RMF is fully set forth in the attached invoices, including those attached to the Monthly Statements. These are RMF's normal hourly rates for work of this character. The reasonable value of the services rendered by RMF for the Committee during the Application Period is \$2,079.50.

22. In accordance with the factors enumerated in § 330 of the Bankruptcy Code, it is respectfully submitted that the amount requested by RMF is fair and reasonable given (a) the complexity of the cases, (b) the time expended, (c) the nature and extent of the services rendered, (d) the value of such services, and (e) the costs of comparable services other than in a case under the Bankruptcy Code. Moreover, RMF has reviewed the requirements of the Local Rules, the Local Guidelines, and the Interim Compensation Order, and believes that this Application complies with such rule and order.

**Actual and Necessary Expenses Incurred by RMF**

23. RMF seeks reimbursement of its actual expenses incurred in the rendition of

services to the Official Committee of Unsecured Creditors for the Application Period, as evidenced by the summary of out-of-pocket expenses attached hereto as Exhibit “D”. Reimbursable out-of-pocket expenses are those expenses reasonably necessary to accomplish proper representation of the client. *See In re Wildman*, 72 B.R. 700, 731 (Bankr. N.D. Ill. 1987).

24. RMF’s billing practice is to itemize fully all out-of-pocket expenses reasonably capable of itemization. This practice permits RMF to bill each client exclusively for the services and disbursements actually incurred on its behalf. Therefore, clients are only billed for disbursements incurred on its behalf and for services rendered to it for its benefit.

25. The expenses for which RMF seeks reimbursement are those which the Office of the United States Trustee approves.

#### **Reservation of Rights**

26. It is possible that some professional time expended or expenses incurred by RMF or Committee member expenses incurred during the Application Period are not reflected in this Application. RMF reserves the right to include such amounts in future fee applications.

#### **Notice**

27. Pursuant to the Interim Compensation Order, notice of this Application has been served upon: (a) the Debtor c/o The Roman Catholic Diocese of Rockville Centre, 50 N Park Ave P.O. Box 9023, Rockville Centre, NY 11571-9023 (Attn: Thomas Renker); (b) the attorneys for the Debtor, Jones Day, 250 Vesey Street, New York, NY 10281 (Attn: Corinne Ball, Esq., Benjamin Rosenblum, Esq. and Andrew M. Butler, Esq.); and (c) the Office of the United States Trustee Region 2 (the “U.S. Trustee”), 201 Varick Street, Suite 1006, New York, NY 10014 (Attn: Greg Zipes, Esq. and Shara Cornell, Esq.); and all parties entitled to notice pursuant to Bankruptcy Rule 2002 (collectively, the “Notice Parties”). RMF submits that, in light of the nature of the relief

requested, no other or further notice need be provided.

**No Prior Request**

28. No prior application for the relief requested herein has been made to this or any other court.

WHEREFORE, RMF respectfully requests that this Court enter an order: (a) allowing RMF (i) interim compensation for services rendered and expenses incurred during the Application Period in the amount of \$2,079.50 of fees on account of reasonable and necessary professional services rendered to the Committee by RMF and (ii) reimbursement of actual and necessary costs and expenses in the amount of \$0.00; (b) authorizing the Debtor to pay the unpaid balance of such amounts to RMF; and (c) granting any other relief that this Court deems necessary and appropriate.

*(No further text on this page; signature page follows.)*

Dated: Uniondale, New York  
June 27, 2022

RUSKIN MOSCOU FALTISCHEK, P.C.  
*Special Real Estate Counsel to the  
Official Committee of Unsecured Creditors*

By:



Michael S. Amato  
Jonathan C. Sullivan  
E. Christopher Murray  
East Tower, 15th Floor  
1425 RXR Plaza  
Uniondale, New York 11556-1425  
(516) 663-6600  
[mamato@rmfpc.com](mailto:mamato@rmfpc.com)  
[jsullivan@rmfpc.com](mailto:jsullivan@rmfpc.com)  
[emurray@rmfpc.com](mailto:emurray@rmfpc.com)

## **EXHIBIT A**

### **Amato Declaration**

MICHAEL S. AMATO  
JONATHAN C. SULLIVAN  
E. CHRISTOPHER MURRAY  
RUSKIN MOSCOU FALTISCHEK, P.C.  
1425 RXR Plaza  
East Tower, 15th Floor  
Uniondale, NY 11556-1425  
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*Special Real Estate Counsel to the Official Committee of Unsecured Creditors*

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re:

Chapter 11

THE ROMAN CATHOLIC DIOCESE OF  
ROCKVILLE CENTRE, NEW YORK,<sup>1</sup>

Case No. 20-12345 (SCC)

Debtor,  
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**DECLARATION OF MICHAEL S. AMATO IN SUPPORT OF THIRD  
APPLICATION OF RUSKIN MOSCOU FALTISCHEK, P.C. FOR INTERIM  
ALLOWANCE OF COMPENSATION FOR PROFESSIONAL SERVICES  
RENDERED AND REIMBURSEMENT OF ACTUAL AND NECESSARY EXPENSES  
INCURRED AS SPECIAL REAL ESTATE COUNSEL FOR THE COMMITTEE  
OF UNSECURED CREDITORS FOR THE PERIOD FROM FEBRUARY 1, 2022  
THROUGH MAY 31, 2022**

I, Michael S. Amato, declare under penalty of perjury pursuant to 28 U.S.C. § 1746 and pursuant to Rule 2016 of the Federal Rules of Bankruptcy Procedure and Rule 2016-1(a) of the Local Rules for the Bankruptcy Court for the Southern District of New York that the following is true and correct:

1. I am a partner with the law firm of Ruskin Moscou Faltischek, P.C. ("RMF"), with offices located at 1425 RXR Plaza, East Tower, 15th Floor, Uniondale, NY 11556-1425. I am

<sup>1</sup> The Debtor in this chapter 11 case is The Roman Catholic Diocese of Rockville Center, New York, the last four digits of its federal tax identification number are 7437, and its mailing address is 50 North Park Avenue, P.O. Box 9023, Rockville Centre, NY 11571-9023.

duly admitted to practice law in the State of New York.

2. I have personally reviewed the information contained in the Application, and believe its contents to be true and correct to the best of my knowledge, information and belief. In addition, I believe that the Application complies with the Local Rules for the Southern District of New York and the *Amended Guidelines for Fees and Disbursements for Professionals in Southern District of New York Bankruptcy Cases*.

3. All services for which RMF requests compensation were performed for or on behalf of the Committee. RMF has received no payment and no promises for payment from any source other than the Debtor for services rendered or to be rendered in any capacity whatsoever in connection with the matters covered by this Application. There is no agreement or understanding between RMF and any other person other than the partners of RMF for the sharing of compensation to be received for services rendered in these cases. RMF has not received a retainer in these cases.

4. RMF makes the following disclosures pursuant to the *Guidelines for Reviewing Applications for Compensation and Reimbursement of Expenses Filed under 11 U.S.C. § 330 by Attorneys in Larger Chapter 11 Cases, Effective November 1, 2013*.

5. The Court authorized the Committee to retain RMF as their special real estate counsel in this chapter 11 case pursuant to the *Order Authorizing and Approving The Official Committee of Unsecured Creditors' Application to Retain and Employ Ruskin Moscou Faltischek, PC. as Special Real Estate Counsel Effective as of July 12, 2021* (the "Retention Order") [Docket 667] entered on August 9, 2021.

6. Four professionals and three paraprofessional are included in this Application. Of those professionals, three professionals and one paraprofessional billed fewer than 15 hours during the Application Period.

7. In accordance with the U.S. Trustee Guidelines, RMF responds to the questions identified therein as follows:

Question 1: Did RMF agree to any variations from, or alternatives to, RMF's standard or customary billing rates, fees or terms for services pertaining to this engagement that were provided during the application period? If so, please explain.

Answer: No.

Question 2: If the fees sought in the Application as compared to the fees budgeted for the time period covered by the Application are higher by 10% or more, did RMF discuss the reasons for the variation with the client?

Answer: N/A.

Question 3: Have any of the professionals included in the Application varied their hourly rate based on geographic location of the bankruptcy case?

Answer: No.

Question 4: Does the Application include time or fees related to reviewing or revising time records or preparing, reviewing or revising invoices?

Answer: No.

Question 5: Does the Application include time or fees for reviewing time records to redact any privileged or other confidential information? If so, please quantify hours and fees.

Answer: No.



Question 6: Does the Application include any rate increases since  
RMF's retention in these cases?

Answer: No.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true  
and correct to the best of my knowledge and belief.

Dated: Uniondale, New York  
June 27, 2022

  
\_\_\_\_\_  
MICHAEL S. AMATO

**EXHIBIT B**

**Timekeeper Summary**

<b>NAME OF PROFESSIONAL</b>	<b>TITLE</b>	<b>YEAR ADMITTED</b>	<b>HOURLY RATE</b>	<b>TOTAL HOURS BILLED</b>	<b>TOTAL COMPENSATION</b>
Michael S. Amato	Partner	1995	\$615.00	1.30	\$799.50
E. Christopher Murray	Partner	1988	\$600.00	2.00	\$1,200.00
John D. Chillemi	Of Counsel	2016	\$400.00	.20	\$80.00
<b>Total</b>				<b>3.50</b>	<b>\$2,079.50</b>

## EXHIBIT C

### Billing Categories Summary

Matter No.	Matter Name	Hours	Amount
00001	Valuation Representation	1.4	\$840.00
00002	Correspondence	1.9	\$1,159.50
00003	Attorney Notes	0	0.00
00004	Research	0	\$0.00
00005	Asset Analysis and Recovery	0	0.00
00006	Case Administration	0	0.00
00008	Litigation	0	0.00
00009	Meetings and Communications with Creditors	0	\$0.00
00010	Real Estate	.2	\$80.00
00011	Valuation	0	0.00
	<b>TOTAL</b>	3.5	\$2,079.50

**EXHIBIT D**

**Expense Summary**

<b>Expense</b>	<b>Total Expenses</b>
<b>TOTAL</b>	\$0.00

## EXHIBIT E

### CUSTOMARY AND COMPARABLE COMPENSATION DISCLOSURES WITH FEE APPLICATIONS

(See Guidelines C.3. for definitions of terms used in this Exhibit.)

CATEGORY OF TIMEKEEPER (using categories already maintained by the firm)		BLENDED HOURLY RATE	
		BILLED Firm timekeepers for preceding year, excluding bankruptcy*	BILLED In this fee application
	Sr./Equity Partner/Shareholder	\$547.92	\$607.00
	Of Counsel	\$536.06	\$400.00
	Case Management Assistants	N/A	N/A
	All Timekeepers Aggregated	\$477.49	\$434.00

\* Represents approximate blended hourly rate for all firm timekeepers in non-bankruptcy cases for calendar year 2021/2022.

Case Name: The Roman Catholic Diocese of Rockville Centre, New York

Case Number: 20-12345 (SCC)

Applicant's Name: Ruskin Moscou Faltischek, P.C.

Date of Application: June 27, 2022

Interim or Final: Interim

**EXHIBIT F**

**Invoice for the Period February 1, 2022-May 31, 2022; and**

**Monthly Fee Statement dated April 20, 2022**



James Stang, Esq.  
Pachulski Stang Ziehl & Jones, LLP  
10100 Santa Monica Boulevard  
Los Angeles, CA 90067

June 27, 2022  
ID: 1869200  
Invoice No: 6185474

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**BILLING SUMMARY THROUGH MAY 31, 2022**

Fees For Professional Services	2,079.50
Disbursements	0.00
CURRENT FEES AND DISBURSEMENTS	<u>2,079.50</u>
Previous Balance Due	0.00
Less Credits Posted as of June 27, 2022	0.00
TOTAL PREVIOUS BALANCE	<u>0.00</u>
<b>TOTAL BALANCE DUE</b>	<b>2,079.50</b>

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**PLEASE RETURN ENCLOSED REMITTANCE COPY WITH YOUR PAYMENT**

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ID: 1869200

June 27, 2022

Invoice 6185474

Page 2

MATTER RECAP

Re: 1869200.00001 VALUATION REPRESENTATION

Fees For Professional Services:

840.00

MATTER TOTAL:

840.00

Re: 1869200.00002 CORRESPONDENCE

Fees For Professional Services:

1,159.50

MATTER TOTAL:

1,159.50

Re: 1869200.00010 REAL ESTATE

Fees For Professional Services:

80.00

MATTER TOTAL:

80.00



ID: 1869200

June 27, 2022

Invoice 6185474

Page 3

Re: 1869200.00001 VALUATION REPRESENTATION

<u>DATE</u>	<u>INIT</u>	<u>PROFESSIONAL SERVICES</u>	<u>HOURS</u>	<u>AMOUNT</u>
03/18/22	ECM	Email with K. Dine regarding border dispute	0.30	180.00
04/15/22	ECM	Emails with B. Michael regarding meeting	0.20	120.00
04/28/22	ECM	Conference call with committee and counsel for Seminary.	0.50	300.00
04/29/22	ECM	Review of proposed appraisal by Seminary.	0.40	240.00
TOTAL FOR SERVICES				\$840.00

SERVICES RECAP			
<u>INIT</u>	<u>NAME</u>	<u>HOURS</u>	<u>AMOUNT</u>
ECM	E. CHRISTOPHER MURRAY	1.40	840.00
TOTAL FOR SERVICES		1.40	\$840.00

ID: 1869200

June 27, 2022

Invoice 6185474

Page 4

Re: 1869200.00002 CORRESPONDENCE

<u>DATE</u>	<u>INIT</u>	<u>PROFESSIONAL SERVICES</u>	<u>HOURS</u>	<u>AMOUNT</u>
02/16/22	ECM	Emails with debtor's counsel and creditor committee counsel regarding meeting with Myer	0.30	180.00
02/28/22	ECM	Email to B. Michael regarding debtor's counsel's communication with Village	0.30	180.00
02/28/22	MSA	Email correspondence with E. Christopher Murray re: case status.	0.30	184.50
03/01/22	MSA	Communicate with E. Christopher Murray and J. Sullivan re: status, real estate and upcoming hearings.	0.50	307.50
03/10/22	MSA	Communication with committee counsel re: pending applications.	0.50	307.50
TOTAL FOR SERVICES				\$1,159.50

SERVICES RECAP

<u>INIT</u>	<u>NAME</u>	<u>HOURS</u>	<u>AMOUNT</u>
ECM	E. CHRISTOPHER MURRAY	0.60	360.00
MSA	MICHAEL S. AMATO	1.30	799.50
TOTAL FOR SERVICES		1.90	\$1,159.50

ID: 1869200

June 27, 2022

Invoice 6185474

Page 5

Re: 1869200.00010 REAL ESTATE

<u>DATE</u>	<u>INIT</u>	<u>PROFESSIONAL SERVICES</u>	<u>HOURS</u>	<u>AMOUNT</u>
02/25/22	JDC	Received and reviewed executed Declaration from Village; coordinated with P. Corazza regarding submission for recording	0.20	80.00
TOTAL FOR SERVICES				\$80.00

SERVICES RECAP			
<u>INIT</u>	<u>NAME</u>	<u>HOURS</u>	<u>AMOUNT</u>
JDC	JOHN CHILLEMI	0.20	80.00
TOTAL FOR SERVICES		0.20	\$80.00



## REMITTANCE COPY

James Stang, Esq.  
Pachulski Stang Ziehl & Jones, LLP  
10100 Santa Monica Boulevard  
Los Angeles CA 90067

June 27, 2022  
ID: 1869200  
Invoice No: 6185474

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### BILLING SUMMARY THROUGH MAY 31, 2022

Fees For Professional Services	2,079.50
Disbursements	0.00
CURRENT FEES AND DISBURSEMENTS	<u>2,079.50</u>
Previous Balance Due	0.00
Less Credits Posted as of June 27, 2022	<u>0.00</u>
TOTAL PREVIOUS BALANCE	0.00
 <b>TOTAL BALANCE DUE</b>	 <b>2,079.50</b>

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PLEASE INCLUDE THIS PAGE WITH YOUR PAYMENT

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**MAIL PAYMENT TO:**

Ruskin Moscou Faltischek, PC  
East Tower, 15th Floor  
1425 RXR Plaza  
Uniondale, NY 11556-1425

Please include this page with your payment

**ACH PAYMENT INFORMATION:**

**BANK:** Webster Bank  
**ACCT NAME:** Ruskin Moscou Faltischek PC  
Attorney Business Account  
**ABA:** 221472815  
**ACCT NO.:** 8311148956  
**REFERENCE:** Invoice No.

MICHAEL S. AMATO  
JONATHAN C. SULLIVAN  
E. CHRISTOPHER MURRAY  
RUSKIN MOSCOU FALTISCHEK, P.C.  
1425 RXR Plaza  
East Tower, 15th Floor  
Uniondale, NY 11556-1425  
(516) 663-6600

Objection Deadline: May 20, 2022, 4:00 p.m.

*Special Real Estate Counsel to the Official Committee of Unsecured Creditors*

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
In re:

Chapter 11

THE ROMAN CATHOLIC DIOCESE OF  
ROCKVILLE CENTRE, NEW YORK,<sup>1</sup>

Case No. 20-12345 (SCC)

Debtor.

-----X

**THIRD MONTHLY FEE STATEMENT OF RUSKIN MOSCOU FALTISCHEK, P.C.  
FOR PROFESSIONAL SERVICES RENDERED AND DISBURSEMENTS  
INCURRED AS SPECIAL REAL ESTATE COUNSEL TO THE OFFICIAL  
COMMITTEE OF UNSECURED CREDITORS FOR THE PERIOD  
MARCH 1, 2022 – MARCH 31, 2022**

Name of Applicant:	Ruskin Moscou Faltischek, P.C.
Authorized to Provide Professional Services to:	Official Committee of Unsecured Creditors
Date of Retention:	Effective July 12, 2021 pursuant to Order dated August 9, 2021[Docket No. 667]
Period for which Compensation and Reimbursement is Sought:	February 1, 2022 — March 31, 2022 <sup>2</sup>
Amount of Compensation Sought as Actual, Reasonable and Necessary:	\$1,729.20 (80% of \$2,161.50)
Amount of Expense Reimbursement Sought as Actual, Reasonable and Necessary:	<b>\$0.00</b>

This is a:      X   Monthly                             Interim                             Final Application.

<sup>1</sup> The Debtor in this chapter 11 case is The Roman Catholic Diocese of Rockville Center, New York, the last four digits of its federal tax identification number are 7437, and its mailing address is 50 North Park Avenue, P.O. Box 9023, Rockville Centre, NY 11571-9023.

<sup>2</sup> The applicant reserves the right to include any time expended in the time period indicated above in future application(s) if it is not included herein.

### Preliminary Statement

Ruskin Moscou Faltischek, P.C. ("RMF"), Special Real Estate Counsel for the Official Committee of Unsecured Creditors (the "Committee") of The Roman Catholic Diocese of Rockville Centre, New York (the "Debtor"), hereby submits this statement of fees and disbursements (the "Monthly Statement") for the period from February 1, 2022 through March 31, 2022 (the "Compensation Period") in accordance with the *Order Authorizing Procedures for Interim Compensation and Reimbursement of Expenses of Professionals* dated November 4, 2020 [Docket No. 129] (the "Interim Compensation Order").

RMF requests (a) interim allowance and payment of compensation in the amount of \$1,729.20 (80% of \$2,161.50) for fees on account of reasonable and necessary professional services rendered to the Committee by RMF; and (b) reimbursement of actual and necessary costs and expenses in the amount of **\$0.00**.

### Services Rendered During the Compensation Period

1. Exhibit A sets forth a timekeeper summary that includes the respective names, positions, department, bar admissions, hourly billing rates and aggregate hours spent by each RMF professional and paraprofessional that provided services to the Committee during the Compensation Period. The rates charged by RMF for services rendered to the Committee are the same rates that RMF charges generally for professional services rendered to its non-bankruptcy clients.
2. Exhibit B sets forth a billing categories summary that includes the aggregate hours per billing category spent by RMF professionals and paraprofessionals in rendering services to the Committee during the Compensation Period.
3. Exhibit C sets forth a disbursement summary that includes the aggregate expenses,

organized by general disbursement categories, incurred by RMF in connection with services rendered to the Committee during the Compensation Period.

4. **Exhibit D** sets forth a complete itemization of time records for RMF professionals and paraprofessionals for the Compensation Period.

#### **Notice and Objection Procedures**

5. Pursuant to the Interim Compensation Order, notice of the Monthly Statement has been served by hand or overnight delivery upon: (a) the Debtor c/o The Roman Catholic Diocese of Rockville Centre, 50 N Park Ave., P.O. Box 9023, Rockville Centre, NY 11571-9023 (Attn: Thomas Renker); (b) the attorneys for the Debtor, Jones Day, 250 Vesey Street, New York, NY 10281 (Attn: Corinne Ball, Esq., Benjamin Rosenblum, Esq. and Andrew M. Butler, Esq.); (c) the Office of the United States Trustee Region 2 (the "U.S. Trustee"), 201 Varick Street, Suite 1006, New York, NY 10014 (Attn: Greg Zipes, Esq. and Shara Cornell, Esq.); and (d) attorneys for the Official Committee of Unsecured Creditors, Pachulski Stang Ziehl & Jones LLP, 10100 Santa Monica Boulevard, 11th Floor, Los Angeles, CA 90067, (Attn: James I. Stang, Esq.) and Pachulski Stang Ziehl & Jones LLP, 780 Third Avenue, 36th Floor, New York, NY 10017 (Attn: Ilan D. Scharf, Esq., Karen B. Dine, Esq., and Brittany M. Michael, Esq.). RMF submits that no other or further notice need be provided.

6. Pursuant to the Interim Compensation Order, objections to this Application, if any, must be served upon the Application Recipients by ***May 20, 2022, 4:00 p.m.*** (the "Objection Deadline") setting forth the nature of the objection and the amount of fees or expenses at issue.

7. If no objections to this Monthly Statement are made on or before the Objection Deadline, the Debtor shall pay RMF 80% of the fees and 100% of the expenses set forth above.

8. To the extent an objection to this Monthly Statement is timely made, the Debtor

shall withhold payment of that portion of the Monthly Statement to which the objection is directed and promptly pay the remainder of the fees and disbursements in the percentages set forth above. To the extent such objection is not resolved; it shall be preserved and presented to the Court at the next interim or final fee application hearing.

Dated: Uniondale, New York  
April 20, 2022

RUSKIN MOSCOU FALTISCHEK, P.C.  
*Special Real Estate Counsel to the  
Official Committee of Unsecured Creditors*

By: /s/Michael S. Amato/  
Michael S. Amato  
Jonathan C. Sullivan  
E. Christopher Murray  
East Tower, 15th Floor  
1425 RXR Plaza  
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[emurray@rmfpc.com](mailto:emurray@rmfpc.com)



## EXHIBIT A

### Timekeeper Summary

NAME OF PROFESSIONAL OR PARAPROFESSIONAL	TITLE	YEAR OF ADMISSION	HOURLY RATE	TOTAL HOURS BILLED	TOTAL
Michael S. Amato	Partner	1995	\$615.00	2.10	\$1,291.50
E. Christopher Murray	Partner	1988	\$600.00	.90	\$540.00
John D. Chillemi	Of Counsel	2016	\$400.00	.20	\$80.00
Donna Olsen	Legal Assistant		\$62.50/\$125.00	4.00	\$250.00
<b>Total</b>				7.20	\$2,161.50

## EXHIBIT B

### Billing Categories Summary

Matter No.	Matter Name	Hours	Amount
00001	Valuation Representation	.30	\$180.00
00002	Correspondence	1.90	\$1,159.50
00003	Attorney Notes	0	\$0.00
00004	Research	0	\$0.00
00005	Asset Analysis and Recovery	0	\$0.00
00006	Case Administration	0	\$0.00
00007	Employment and Fee Application	4.8	\$742.00
00008	Litigation	0	\$0.00
00009	Meetings and Communications with Creditors	0	\$0.00
00010	Real Estate	.20	\$80.00
00011	Valuation	0	\$0.00
	<b>TOTAL</b>	7.20	\$2,161.50

## EXHIBIT C

### Disbursement Summary

Expenses (by Category)	Amounts
Federal Express	\$0.00
Searches	\$0.00
<b>TOTAL</b>	<b>\$0.00</b>

**EXHIBIT D**

**Itemization of Time Records**



ID: 1869200

April 21, 2022

Invoice 6183037

Page 2

MATTER RECAP

Re: 1869200.00001 VALUATION REPRESENTATION

Fees For Professional Services:

180.00

MATTER TOTAL:

180.00

Re: 1869200.00002 CORRESPONDENCE

Fees For Professional Services:

1,159.50

MATTER TOTAL:

1,159.50

Re: 1869200.00007 EMPLOYMENT AND FEE APPLICATION

Fees For Professional Services:

742.00

MATTER TOTAL:

742.00

Re: 1869200.00010 REAL ESTATE

Fees For Professional Services:

80.00

MATTER TOTAL:

80.00



ID: 1869200

April 21, 2022

Invoice 6183037

Page 3

Re: 1869200.00001 VALUATION REPRESENTATION

<u>DATE</u>	<u>INIT</u>	<u>PROFESSIONAL SERVICES</u>	<u>HOURS</u>	<u>AMOUNT</u>
03/18/22	ECM	Email with K. Dine regarding border dispute	0.30	180.00
TOTAL FOR SERVICES				\$180.00

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SERVICES RECAP			
<u>INIT</u>	<u>NAME</u>	<u>HOURS</u>	<u>AMOUNT</u>
ECM	E. CHRISTOPHER MURRAY	0.30	180.00
TOTAL FOR SERVICES		0.30	\$180.00

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ID: 1869200

April 21, 2022

Invoice 6183037

Page 4

Re: 1869200.00002 CORRESPONDENCE

<u>DATE</u>	<u>INIT</u>	<u>PROFESSIONAL SERVICES</u>	<u>HOURS</u>	<u>AMOUNT</u>
02/16/22	ECM	Emails with debtor's counsel and creditor committee counsel regarding meeting with Myer	0.30	180.00
02/28/22	ECM	Email to B. Michael regarding debtor's counsel's communication with Village	0.30	180.00
02/28/22	MSA	Email correspondence with E. Christopher Murray re: case status.	0.30	184.50
03/01/22	MSA	Communicate with E. Christopher Murray and J. Sullivan re: status, real estate and upcoming hearings.	0.50	307.50
03/10/22	MSA	Communication with committee counsel re: pending applications.	0.50	307.50
TOTAL FOR SERVICES				\$1,159.50

<u>SERVICES RECAP</u>			
<u>INIT</u>	<u>NAME</u>	<u>HOURS</u>	<u>AMOUNT</u>
ECM	E. CHRISTOPHER MURRAY	0.60	360.00
MSA	MICHAEL S. AMATO	1.30	799.50
TOTAL FOR SERVICES		1.90	\$1,159.50



ID: 1869200

April 21, 2022

Invoice 6183037

Page 5

Re: 1869200.00007 EMPLOYMENT AND FEE APPLICATION

<u>DATE</u>	<u>INIT</u>	<u>PROFESSIONAL SERVICES</u>	<u>HOURS</u>	<u>AMOUNT</u>
03/03/22	DO	Draft 2nd interim fee application for attorney's review.	4.00	250.00
03/09/22	MSA	Final review of 2nd interim fee application and email correspondence with B. Michael re: same.	0.80	492.00
TOTAL FOR SERVICES				\$742.00

SERVICES RECAP			
<u>INIT</u>	<u>NAME</u>	<u>HOURS</u>	<u>AMOUNT</u>
DO	DONNA OLSEN	4.00	250.00
MSA	MICHAEL S. AMATO	0.80	492.00
TOTAL FOR SERVICES		4.80	\$742.00





ID: 1869200

April 21, 2022

Invoice 6183037

Page 6

Re: 1869200.00010 REAL ESTATE

<u>DATE</u>	<u>INIT</u>	<u>PROFESSIONAL SERVICES</u>	<u>HOURS</u>	<u>AMOUNT</u>
02/25/22	JDC	Received and reviewed executed Declaration from Village; coordinated with P. Corazza regarding submission for recording	0.20	80.00
TOTAL FOR SERVICES				\$80.00

SERVICES RECAP			
<u>INIT</u>	<u>NAME</u>	<u>HOURS</u>	<u>AMOUNT</u>
JDC	JOHN CHILLEMI	0.20	80.00
TOTAL FOR SERVICES		0.20	\$80.00